

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
May 3, 2009

Closed Session: yes

Call to Order: Meeting was called to order at: 9:35 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Treasurer Gerald Chingwa, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Melvin L. Kiogima, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland

Absent: Councilor Rita Shananaquet

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, Assistant General Counsel Allie Greenleaf Maldonado, General Counsel James Bransky, Chief Financial Officer Valerie Tweedie, Gaming Board of Director Chairperson Carol McFall, Gaming Board of Directors Judy Pierzynowski, Fred Kiogima and Sheran Patton, Gaming Board of Directors Office Manager Cathy Portman, Director of Property Operations Barry Laughlin, Casino General Manager Sean Barnard, Casino Human Resource Director Denise White, Casino Director of Finance Scott Cannady, Casino Table Games Director Susan Foster, Casino Hospitality Director Mike Bodjiak, Casino Marketing Director Phil Gonzales, Casino Slot Director Frank Kirsch, Casino Director of Player Development Mark Aiello

Judicial Officials Present: none

Guests: Ken Harrington, Marty VanDeCar

Motion made by Treasurer Chingwa and supported by Councilor Kiogima to adopt the agenda for May 3, 2009 with additions.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Shananaquet)

Motion carried.

9:44 a.m. Councilor Shananaquet arrived.

Motion made by Councilor Yellowbank and supported by Councilor Shananaquet to approve the minutes of April 19, 2009 with corrections.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Kiogima and supported by Treasurer Chingwa to ratify into the record the phone poll dated April 23, 2009: To Approve "NEXT STEPS" outlined in Confidential Memo 042309 submitted to Tribal Council from Donna L. Budnick, Legislative Services Attorney dated April 22, 2009 to meet immediate deadlines. The phone poll passed.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Tribal Elder Comments: no comments at this time.

9:54 a.m. Motion made by Councilor Kiogima and supported by Councilor Mulholland to go into closed session for proprietary and legal issues.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

10:53 a.m. Recess called.

11:03 a.m. Meeting reconvened.

11:52 a.m. Motion made by Councilor Shananaquet and supported by Councilor Yellowbank to return to open session.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

11:55 a.m. Public Comment opened: no comments.

11:56 a.m. Public Comment closed.

Motion made by Treasurer Chingwa and supported by Councilor Harrington, Jr., to authorize an engagement letter for services with Fredericks, Peebles & Morgan LLP to represent Tribal Council and authorize the Tribal Chairman through his administrative oversight authority to sign an engagement letter for services with Fredericks, Peebles and Morgan LLP.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

12:00 p.m. Lunch recess called.

1:33 p.m. Meeting reconvened.

Gaming Board of Directors, GM and the Casino Directors to Discuss the Quarterly Business Plans and a Financial Update.

2:22 p.m. Motion made by Councilor Shananaquet and supported by Treasurer Chingwa to go into closed session for confidential business.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Mulholland, Councilor McNamara)

2:42 p.m. Motion made by Councilor Shananaquet and supported by Treasurer Chingwa to return to open session.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

2:50 p.m. Recess called.

2:53 p.m. Meeting reconvened.

3:03 p.m. Public Comment opened: no comments.

3:03 p.m. Public Comment closed.

Motion made by Councilor Yellowbank and supported by Councilor McNamara to accept Legislative Leader Law's verbal and written report for May 3, 2009 with confidential items contained therein.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Kiogima to accept Treasurer Chingwa's Appropriations and Finance Committee verbal Chairman report for May 3, 2009.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Chingwa to accept the Land and Reservation Committee Chairman Kiogima's verbal report for May 3, 2009.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Kiogima to accept Councilor Harrington, Jr.'s verbal Tribal Council member report regarding Bay Mills Board of Regents for May 3, 2009.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Secretary Gasco Bentley to accept Legislative Services Attorney Budnick's verbal and written report for May 3, 2009.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Shananaquet to pass the Education Appeals Board Statute.

Roll Councilor Harrington, Jr. -yes, Councilor Kiogima-no, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

4:02 p.m. Recess called.

4:09 p.m. Meeting reconvened.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to pass the Gaming Delegation and Authority Statute.

Roll Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Shananaquet to pass the Child Welfare Commission Statute.

Roll Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-no, Councilor Yellowbank-no, Treasurer Chingwa-yes, Secretary Gasco Bentley-no, Legislative Leader Law-yes

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Chingwa to disapprove the Natural Resource Commission Regulations for Licensing and Permits.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Chingwa to post to the Legislative calendar Tribal Citizen and North American Indian Preference in Tribal Employment Statute.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

5:00 p.m. Motion made by Councilor Harrington, Jr., and supported by Secretary Gasco Bentley to adjourn.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

These Minutes have been read and approved as corrected.

Regina Gasco Bentley, Tribal Council Secretary

Date